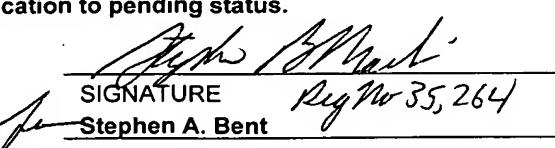


TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		ATTORNEY'S DOCKET NUMBER 030307-0251 U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5) Unassigned 10721009
INTERNATIONAL APPLICATION NO. PCT/DK2003/000457	INTERNATIONAL FILING DATE 07/01/2003	PRIORITY DATE CLAIMED 07/12/2002
TITLE OF INVENTION METHOD AND APPARATUS FOR OPTICALLY MEASURING THE TOPOGRAPHY OF NEARLY PLANAR PERIODIC STRUCTURES		
APPLICANT(S) FOR DO/EO/US Niels Agersnap LARSEN AND Poul-Eric HANSEN		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<p>1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.</p> <p>2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.</p> <p>3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</p> <p>4. <input checked="" type="checkbox"/> The US has been elected (Article 31).</p> <p>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ul style="list-style-type: none"> <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). <input checked="" type="checkbox"/> has been communicated by the International Bureau. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US) </p> <p>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)) <ul style="list-style-type: none"> <input type="checkbox"/> is attached hereto. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). </p> <p>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ul style="list-style-type: none"> <input type="checkbox"/> are attached hereto (required only if not transmitted by the International Bureau). <input checked="" type="checkbox"/> have been communicated by the International Bureau. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. <input type="checkbox"/> have not been made and will not be made. </p> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</p> <p>10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p>		
Items 11 to 20 below concern other document(s) or information included:		
<p>11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</p> <p>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>13. <input checked="" type="checkbox"/> A preliminary amendment.</p> <p>14. <input checked="" type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.</p> <p>15. <input type="checkbox"/> A substitute specification.</p> <p>16. <input type="checkbox"/> A power of attorney and/or change of address letter.</p> <p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 – 1.825</p> <p>18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4).</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</p>		
002.13245421 FORM Other items or information: Assertion of Small Entity Status and PCT/IPEA/409. PTO-1390 (Modified)		

DT12 Rec'd PCT/PTO 12 JAN 2005

U.S. APPLICATION NO. (If known, see 37 CFR. 1.5) Unassigned		INTERNATIONAL APPLICATION NO. PCT/DK2003/000457		ATTORNEY'S DOCKET NUMBER 030307-0251																		
21. <input checked="" type="checkbox"/> The following fees are submitted:																						
<table border="1"> <tr> <td><input checked="" type="checkbox"/> a) Basic national fee</td> <td>\$300.00</td> <td>\$ 300.00</td> <td></td> </tr> <tr> <td><input checked="" type="checkbox"/> b) Examination fee</td> <td>\$200.00</td> <td>\$ 200.00</td> <td></td> </tr> <tr> <td><input checked="" type="checkbox"/> c) Search fee</td> <td>\$500.00</td> <td>\$ 500.00</td> <td></td> </tr> <tr> <td colspan="2">TOTAL OF ABOVE CALCULATIONS =</td> <td>\$1000.00</td> <td>\$ 1000.00</td> <td></td> </tr> </table>						<input checked="" type="checkbox"/> a) Basic national fee	\$300.00	\$ 300.00		<input checked="" type="checkbox"/> b) Examination fee	\$200.00	\$ 200.00		<input checked="" type="checkbox"/> c) Search fee	\$500.00	\$ 500.00		TOTAL OF ABOVE CALCULATIONS =		\$1000.00	\$ 1000.00	
<input checked="" type="checkbox"/> a) Basic national fee	\$300.00	\$ 300.00																				
<input checked="" type="checkbox"/> b) Examination fee	\$200.00	\$ 200.00																				
<input checked="" type="checkbox"/> c) Search fee	\$500.00	\$ 500.00																				
TOTAL OF ABOVE CALCULATIONS =		\$1000.00	\$ 1000.00																			
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$ for each additional 50 sheets of paper or fraction thereof.																						
Total Sheets	Extra sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE																			
54 - 100 = 0	/50 = 0		x \$250.00 \$ 0.00																			
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e))				\$ 130.00																		
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE																			
Total Claims	52 - 20 = 32		x \$ 50.00	\$ 1600.00																		
Independent Claims	8 - 3 = 5		x \$ 200.00	\$ 1000.00																		
MULTIPLE DEPENDENT CLAIM(S) (if applicable)				+ \$ 360.00	\$																	
TOTAL OF ABOVE CALCULATIONS =				\$ 3730.00																		
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by ½.				+ \$ 1865.00																		
				SUBTOTAL =	\$ 1865.00																	
Processing fee of 130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f))				\$																		
				TOTAL NATIONAL FEE =	\$ 1865.00																	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). 40.00 per property				\$																		
				TOTAL FEES ENCLOSED =	\$ 1865.00																	
				Amount to be refunded:																		
				charged:																		
<p>a. <input type="checkbox"/> A check in the amount of !Undefined Bookmark, TOTAL to cover the above fees is enclosed.</p> <p>b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. <u>19-0741</u> in the amount of \$1865.00 to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>19-0741</u>. A duplicate copy of this sheet is enclosed.</p> <p>d. <input type="checkbox"/> Fees are to be charge to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p>																						
<p>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</p>																						
<p>SEND ALL CORRESPONDENCE TO:</p> <p>Foley & Lardner LLP Customer Number: 22428</p>																						
<p> SIGNATURE <u>Stephen A. Bent</u> NAME <u>Stephen A. Bent</u> 29,768 REGISTRATION NUMBER Date: January 12, 2005 </p>																						